



5. At the time Plaintiff filed her charge of discrimination with the EEOC, the limitations period had elapsed. Thus, such untimeliness bars the present action.

WHEREFORE, the Defendant, Dermalogica, Inc., respectfully requests that this Court enter an order dismissing Plaintiff's Complaint with prejudice together with such further relief as this Court deems just and proper.

**s/Joanne M. Rogers**

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